

**FIFTIETH DAY****Continued**

(Calendar Day of Tuesday, April 13, 1943. Legislative Day of Monday, April 12, 1943, Continued.)

The Senate met at 10 o'clock a. m. and was called to order by the President.

**Senate Bills 344 and 345 on First Reading**

By unanimous consent, the following local bills were introduced, read first time, and referred to the committee indicated:

By Senator Lovelady:

S. B. No. 344, A bill to be entitled "An Act repealing H. B. No. 462, Regular Session, Forty-fifth Legislature, which prohibits the sale of the pelts of wild fox taken in Bosque County; and declaring an emergency."

To Committee on Game and Fish.

By Senator Mauritz:

S. B. No. 345, A bill to be entitled "An Act to amend Article 941 of the Penal Code, otherwise known as Chapter 119 of the Acts of the Forty-first Legislature and as Chapter 13, paragraph 1 of the Acts of the Fifth Called Session of the Forty-first Legislature so as to regulate fishing and shrimping in the public waters of Aransas County to the extent and in the manner herein provided and so that said Article and said Acts shall read and provide as hereinafter shown; providing against the repeal of certain named Acts and for the repeal of all other Acts in conflict herewith to the extent but only to the extent of such conflict; and declaring an emergency."

To Committee on Game and Fish.

**Senate Resolution 75**

Senator Jones, by unanimous consent, offered at this time the following resolution:

Whereas, Messrs. O. L. Couch, County Judge of Fannin County, and Buster Anderson, County Commissioner of Fannin County, together with Frank Wright and Charlie Hill, prominent business men of Bonham and Trenton and Leonard, Fannin

County, are in the Capitol today on business; and

Whereas, These men are active civic leaders in their community, and are among our finest citizens, and we are delighted to have them as our guests; now, therefore, be it

Resolved by the Senate, That these gentlemen be extended a hearty welcome and the privileges of the floor for today.

The resolution was read; and, on motion of Senator Jones, and by unanimous consent, it was considered immediately and was adopted.

**Conference Committee on Senate Bill 159**

Senator Morris called S. B. No. 159 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Morris moved that the Senate do not concur in the House amendments and that a Conference Committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate:

Senators Morris, Bullock, Lovelady, Lane, and Cotten.

**House Bill 679 on Second Reading**

Senator Weinert, by unanimous consent, moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 679 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Jones
Beck	Lane
Brownlee	Lanning
Bullock	Lovelady
Chadick	Martin
Cotten	Mauritz
Graves	Metcalf
Hazlewood	Moffett

Morris  
Ramsey  
Shivers  
Stone

Sulak  
Weinert  
Winfield

Absent

Fain  
Formby  
Kelley

Lemens  
Spears

Absent—Excused

Moore  
Vick

York

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 679, A bill to be entitled "An Act to amend Section 3 of S. B. No. 334, Chapter 122, Acts of the Forty-third Legislature, Regular Session, 1933; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 679 on Third Reading

The President then laid H. B. No. 679 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin  
Beck  
Brownlee  
Bullock  
Chadick  
Cotten  
Graves  
Hazlewood  
Jones  
Lane  
Lanning  
Lovelady

Martin  
Mauritz  
Metcalf  
Moffett  
Morris  
Ramsey  
Shivers  
Stone  
Sulak  
Weinert  
Winfield  
York

Absent

Moore

Vick

Absent—Excused

Fain  
Formby  
Kelley

Lemens  
Spears

#### Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred H. B. No. 578, have had the same under consideration, and I am instructed to report it back to the Senate with the instruction that it do pass and be not printed.

STONE, Chairman.

Austin, Texas,  
April 12, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred S. B. No. 344, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to whom was referred H. B. No. 682, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LOVELADY, Chairman.

#### Senate Bill 117 on Passage to Engrossment

The Senate resumed consideration of pending business, same being S. B. No. 117 (further regulating the sale, etc., of alcoholic liquors) on its passage to engrossment; with amendment by Senator Brownlee pending.

Senator Brownlee withdrew the amendment.

Senator Moffett offered the following amendment to the bill:

Amend S. B. No. 117 by striking out on page 7, line 24, the words and figures "twenty (20)" and insert in lieu thereof the words and figures

"ten (10)" and by inserting on line 28 after the word "election" the following:

"At which time presidential electors were elected."

The amendment was adopted.

Senator Lovelady offered the following amendment to the bill:

Amend S. B. No. 117 by the addition thereto of a new Section designated as Section 25½ to read as follows:

"Sec. 25½. That Section 25, Article II, Chapter 467, Acts of the Second Called Session of the Forty-fourth Legislature as amended by H. B. No. 5, Acts of the Regular Session of the Forty-fifth Legislature be further amended by the addition thereto of a new Subsection (c) to read as follows:

"(c) Common Carriers shall be privileged to deliver beer in dry areas only when consigned to the holder of a local or general distributor's license, and when such distributor has previously declared his intention to transport the same to a licensed place of business in a wet area. The transportation of beer received by a distributor from a common carrier in a dry area shall be in strict accordance with the requirements of this Section."

The amendment was adopted.

Senator Ramsey offered the following amendment to the bill:

Amend S. B. No. 117, Section 41-A, page 14, by striking all of said Section after the word "improvement" in line 57.

The amendment was adopted.

Senator Cotten offered the following amendment to the bill:

Amend S. B. No. 117 by striking out the following in line 34, Section 13, Subsection d, page 5, of said bill as follows:

"or by any rule and regulation of the Board."

Senator Moffett moved to table the amendment.

Pending consideration of the motion to table, Senator Mauritz occupied the Chair temporarily.

(President in the Chair.)

Question—Shall the motion to table prevail?

### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 220, A bill to be entitled "An Act to amend Section 1 of Article 8309 of the Revised Civil Statutes of the State of Texas, 1925, as amended by Section 1, Chapter 262, Acts of Regular Session of the Forty-fifth Legislature so as to further define certain terms; etc.; and declaring an emergency."

H. B. No. 675, A bill to be entitled "An Act providing for the payment of salaries of Assistant District Attorney or investigators; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

### House Bills on First Reading

The following bills, were received from the House today, were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 220, to the Committee on Insurance.

H. B. No. 675, to Committee on Civil Jurisprudence.

### Senate Bill 346 on First Reading

By unanimous consent, the following local bill, at this time, was introduced, read first time, and referred to the committee indicated:

By Senator Hazlewood:

S. B. No. 346, A bill to be entitled "An Act making it unlawful to hunt, shoot, or kill any wild deer and/or non-migratory game bird, including quail, for a period of four (4) years from and after the effective date of this Act in the County of Deaf Smith, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Deaf Smith County; and declaring an emergency."

To Committee on Game and Fish.

**Executive Session**

At 11:15 o'clock a. m., the President announced the arrival of the hour set for an executive session of the Senate.

Accordingly, the floor and galleries were cleared of those not entitled to attend the executive session, and the doors leading from the Senate Chamber were closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk the following appointments had been confirmed by the Senate:

To be a Member of the Texas Unemployment Compensation Commission to fill the unexpired term of Patrick D. Moreland, resigned, term to expire November 21, 1944:

Robert M. McKinley of Austin, Travis County.

To be a Member of the Texas Unemployment Compensation Commission for a six year term expiring November 21, 1948:

Harry Bengé Crozier of Dallas, Dallas County.

To be a Member of the State Board of Medical Examiners for a six year term expiring April 13, 1949:

Dr. G. M. Stephenson of Cisco, Eastland County.

To be Assistant Adjutant General of the State of Texas, term to expire January 18, 1945:

Neill H. Banister of Austin, Travis County.

To be Pilot Commissioners for Sabine Bar, Pass and Tributaries, for two year terms to expire April 29, 1945:

W. W. Glass of Port Arthur, Jefferson County;

S. O. Latimer of Port Arthur, Jefferson County;

T. T. Hunt of Beaumont, Jefferson County;

A. M. Phelan of Beaumont, Jefferson County;

L. W. Hustmyre of Orange, Orange County.

To be Pilot Commissioners for the Port of Galveston and Texas City for two year terms beginning April 16, 1943, and expiring April 15, 1945:

J. H. Langben, Galveston County;

Peter M. Gengler, Galveston County;

Robert I. Cohen, Jr., Galveston County;

E. V. Rhodes, Galveston County;

A. W. Purdy, Galveston County.

To be Branch Pilots for the Port of Galveston and Texas City for two year terms expiring April 15, 1945:

E. C. Goodwin, Galveston County;

H. H. Haden, Galveston County;

E. E. Lance, Galveston County;

W. A. Leech, Galveston County;

H. D. Wetmore, Galveston County;

T. N. Wilroy, Galveston County.

To be Branch Pilot for the Galveston Bar and Houston Ship Channel, for a two year term expiring April 23, 1945:

Charles H. McLean of Harris County.

To be District Attorney of the Seventh Judicial District to fill the unexpired term of Honorable Eugene Talbert, resigned:

Ernest S. Goens of Tyler, Smith County.

To be a Member of the Board of Directors of the Lower Colorado River Authority, term expiring January 1, 1947:

B. O. Elsner of Bastrop, Bastrop County.

The President called the Senate to order as in legislative session at 11:55 o'clock a. m.

**House Concurrent Resolution 97**

On motion of Senator Beck, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 97, Authorizing certain correction in enrolled copy of H. B. No. 638.

The President laid the resolution before the Senate, and it was read and was adopted.

**Senate Bill 347 on First Reading**

Senator Hazlewood moved that the rule prescribing limitations relative to the introduction of bills after the first 60 calendar days of the session be suspended, to permit the introduction of a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The following bill then was introduced; read first time, and referred to the committee indicated:

By Senator Hazlewood:

S. B. No. 347, A bill to be entitled "An Act to amend Article 7005 of the Revised Civil Statutes of the State of Texas of the year 1925 codification, as amended by the Acts of the Forty-fifth Legislature, adding the County of Potter to the exempted list of counties named in such Article; and declaring an emergency."

To Committee on Stock and Stock Raising.

#### Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic to whom was referred S. B. No. 343, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

METCALFE, Chairman.

Austin, Texas,  
April 12, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred H. B.

No. 210, have had the same under consideration, and I am instructed to report it back to the Senate favorably with the recommendation that it do pass and be not printed.

LANNING, Chairman.

Austin, Texas,  
April 12, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred H. B. No. 666, have had the same under consideration, and I am instructed to report it back to the Senate favorably with the recommendation that it do pass and be not printed.

LANNING, Chairman.

Austin, Texas,  
April 12, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred H. B. No. 5, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee substitute hereto attached do pass and be printed in lieu of the original bill.

LANNING, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to whom was referred H. B. No. 694, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LOVELADY, Chairman.

Austin, Texas,  
April 12, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred H. B. No. 684, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 662, have had same under con-  
sideration, and I am instructed to  
report it back to the Senate with  
the recommendation that it do pass  
and be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 337, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred S.  
B. No. 345, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 281, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 648, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the

recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 637, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H. B.  
No. 631, have had same under con-  
sideration, and I am instructed to re-  
port it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 451, have had same under  
consideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.  
B. No. 678, have had same under con-  
sideration, and I am instructed to re-  
port it back to the Senate with the  
recommendation that it do pass and  
be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred H.

B. No. 673, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred H. B. No. 671, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred H. B. No. 664, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred H. B. No. 355, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Recess

Senator Lovelady moved that the Senate recess to 3:00 o'clock p. m. today.

Senator Hazlewood moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—11

Beck	Bullock
Brownlee	Chadick

Cotten	Martin
Graves	Weinert
Hazlewood	Winfield
Jones	

Nays—14

Aikin	Moore
Lane	Morris
Lanning	Ramsey
Lovelady	Shivers
Mauritz	Stone
Metcalf	Sulak
Moffett	York

Absent

Vick

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senator Winfield moved that the Senate adjourn until 10:05 o'clock a. m. tomorrow.

Senator Morris raised a point of order against Senator Winfield's making at this time, or the Senate's voting on, the motion to adjourn until 10:05 o'clock a. m. tomorrow, on the ground that no business has been transacted by the Senate since a series of motions to adjourn and recess had been made and the taking of the votes thereon started.

The President overruled the point of order.

Yeas and nays were demanded on the motion of Senator Winfield, and the motion was lost by the following vote:

Yeas—10

Beck	Hazlewood
Brownlee	Jones
Chadick	Martin
Cotten	Weinert
Graves	Winfield

Nays—15

Aikin	Moore
Bullock	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Stone
Mauritz	Sulak
Metcalf	York
Moffett	

Absent

Vick

## Absent—Excused

Fain  
Formby  
Kelley

Lemens  
Spears

Question, then recurring on the motion to recess, it prevailed; and the Senate, accordingly, at 12:05 o'clock p. m., took recess to 3:00 o'clock p. m. today.

## Afternoon Session

The Senate met at 3:00 o'clock p. m. and was called to order by the President.

## Bill Re-referred

On motion of Senator Winfield, and by unanimous consent, H. B. No. 87 was re-referred from the Committee on State Affairs to the Committee on Public Lands and Land Office.

## Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office to whom was referred H. B. No. 87, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WINFIELD, Chairman.

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Commerce and Manufacturing to whom was referred H. C. R. No. 32, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SHIVERS, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. C. R. No. 98, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Vice Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred H. B. No. 8, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred H. B. No. 342, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

## Senate Bill 117 on Passage to Engrossment

The Senate resumed consideration of pending business, same being S. B. No. 117 (further regulating the sale, etc., of alcoholic liquors) on its passage to engrossment; with amendment by Senator Cotten and motion by Senator Moffett to table the amendment pending.

Question—Shall the motion to table prevail?

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—10

Aikin	Lovelady
Beck	Metcalfe
Bullock	Moffett
Chadick	Morris
Lane	Shivers



## Nays—11

Brownlee	Martin
Cotten	Mauritz
Graves	Stone
Hazlewood	Weinert
Jones	Winfield
Lanning	

## Absent

Moore	Vick
Ramsey	York
Sulak	

## Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

Senator Lanning moved that further consideration of the bill be postponed until Friday, April 16, 1943, immediately after the morning call on that day and that it be made a special order for that hour.

The motion prevailed by the following vote:

## Yeas—21

Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moffett
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York

## Nays—2

Aikin	Morris
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## Absent

Moore	Sulak
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## Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

## House Concurrent Resolution 98

On motion of Senator Graves, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 98, Authorizing certain corrections in H. B. No. 297.

The President laid the resolution before the Senate, it was read second time and was adopted.

## House Bill 694 on Second Reading

On motion of Senator Graves, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 694, A bill to be entitled "An Act to fix the maximum amount of bonds which may be issued by, and to fix the maximum rate of tax to be levied for school purposes in all independent school districts having a population of more than 200,000 and less than 260,000, according to the Federal Census of 1940 or any subsequent legally authorized census, whether under General or Special Law, repealing all laws in conflict herewith, both General and Special; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to third reading.

The bill was read second time and was passed to third reading.

## House Bill 694 on Third Reading

Senator Graves moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 694 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—25

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Morris
Chadick	Ramsey
Cotten	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

## Absent

Moore
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## Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Morris
Chadick	Ramsey
Cotten	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lahe	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent

Moore

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

#### Communications to Members and Pages of Senate

The President laid before the Senate the following communications, which were read to the Senate:

The Senate of  
The State of Texas

Austin, Texas,  
April 13, 1943.

Mr. Bob Barker  
Secretary of the Senate  
Austin, Texas

I want to take this means of conveying to Governor Smith and the Members of the Senate my sincere appreciation of your thoughtfulness in sending me the beautiful flowers while I was ill. Also, your solicitous inquiries and expressions of encouragement will long be remembered by me as being typical of the fine group of men who compose the Texas Senate.

Again, let me thank you for remembering me so generously and for your many thoughtful expressions.

Most sincerely yours,

PAT BULLOCK,  
Senator 24th District.

The Senate of  
The State of Texas

Austin, Texas,  
April 13, 1943.

Senate Pages  
Senate Chamber  
Austin, Texas

Dear Pages: There is no way for me to express my appreciation for the beautiful flowers you boys sent me while in the hospital in Marlin. I can only say that I appreciated them from the bottom of my heart. Your thoughtfulness in sending these flowers will long be remembered.

Sincerely your friend,

PAT BULLOCK,  
Senator 24th District.

#### Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 688, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 554, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 692, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee substitute

attached hereto do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 647, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 630, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 628, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 477, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred

H. B. No. 350, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 178, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 164, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 12, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 663, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 697, have had the same  
under consideration, and I am in-  
structed to report it back to the  
Senate with the recommendation that  
it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 690, have had the same  
under consideration, and I am in-  
structed to report it back to the  
Senate with the recommendation that  
it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 658, have had the same  
under consideration, and I am in-  
structed to report it back to the Sen-  
ate with the recommendation that it  
do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 640, have had the same  
under consideration, and I am in-  
structed to report it back to the  
Senate with the recommendation that  
it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 639, have had the same  
under consideration, and I am in-  
structed to report it back to the

Senate with the recommendation that  
it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 481, have had the same  
under consideration, and I am in-  
structed to report it back to the Sen-  
ate with the recommendation that it  
do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil  
Jurisprudence to whom was referred  
H. B. No. 421, have had the same  
under consideration, and I am in-  
structed to report it back to the  
Senate with the recommendation that  
it do pass and be not printed.

WEINERT, Chairman.

Committee Room,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Towns  
and City Corporations to whom was  
referred H. B. No. 660, have had the  
same under consideration, and I am  
instructed to report it back to the  
Senate with the recommendation that  
it do pass and be not printed.

JONES, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on In-  
surance to whom was referred H. B.  
No. 326, have had same under con-  
sideration, and I am instructed to  
report it back to the Senate with  
the recommendation that it do pass  
and be printed.

VICK, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Game  
and Fish to whom was referred S.

B. No. 325, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Agriculture to whom was referred H. B. No. 52, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was referred H. B. No. 217, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

#### Motion to Take up Senate Bill 133

Senator Aikin moved that the regular order of business be suspended to take up for consideration at this time:

S. B. No. 133, A bill to be entitled "An Act amending Article 7043 of the Revised Civil Statutes of Texas, as amended by Acts 1931."

Forty-second Legislature, Second called Session, page 53, Chapter 32, paragraph No. 1, as amended by S. B. No. 118, Acts Regular Session, Forty-sixth Legislature, 1939, providing that no rate for school purposes shall exceed the amount required to produce a total available school fund to pay an apportionment in excess of the amount prescribed in Article 2665, Revised Civil Statutes of Texas, as amended; and declaring an emergency."

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—16

Aikin	Hazlewood
Beck	Jones
Brownlee	Lane
Bullock	Lovelady
Chadick	Martin

Metcalfe  
Moffett  
Morris

Stone  
Sulak  
Winfield

Nays—9

Cotten  
Lanning  
Mauritz  
Moore  
Ramsey

Shivers  
Vick  
Weinert  
York

Absent

Graves

Absent—Excused

Fain  
Formby  
Kelley

Lemens  
Spears

#### Bill and Resolution Signed

The President signed, in the presence of the Senate, after their captions had been read, the following bill and resolution:

H. C. R. No. 97, Authorizing the Enrolling Clerk of the House to make certain changes in H. B. No. 638.

H. B. No. 679, A bill to be entitled "An Act to amend Section 3 of S. B. No. 334, Chapter 122, Acts of the Forty-third Legislature, Regular Session, 1933; and declaring an emergency."

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

S. C. R. No. 42, Approving the proposal submitted by the American Association of State Highway Officials, to make provision for State and Federal road building; etc.

S. C. R. No. 43, Relative to abolishing OPA Headquarters, and urging Texas delegation in Congress to continue Texas Headquarters in Texas; etc.

H. C. R. No. 100, Requesting Mrs. T. G. Griffith, as a representative of the Women of Texas, to take a part in the Memorial program on "San Jacinto Day" in the House of Representatives of the Texas Legislature.

H. C. R. No. 101, Granting permission to Judge O. L. Parish and Judge

Dudley Stephenson to leave the State of Texas during the years 1943 and 1944.

The House has granted the request of the Senate for a Conference Committee on S. B. No. 18. The following have been appointed on the part of the House:

Ramsey, Humphrey, Proffer, Kirby, Davis, and Gordon.

The House has refused to concur in Senate amendments to H. B. No. 665 and requests the appointment of a Conference Committee to adjust the differences between the two Houses. The following have been appointed on the part of the House:

Huffman, Donald, Fitzgerald, Stubbs, and Craig.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### Committee Substitute Senate Bill 51 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 51, A bill to be entitled "An Act regulating transportation by aircraft, the operation, construction, repair and maintenance of aircraft, airports, landing strips, air navigation facilities, and instruction in the operation, construction, repair and maintenance of aircraft; defining terms and offenses, providing for licensing of aircraft and pilot thereof, prescribing powers and duties of Railroad Commission and authorizing the expenditure of monies by it for the acquisition and operation of airports and landing fields, and for the advancement and safety of air travel; authorizing acquisition and operation by municipalities, counties and other political subdivisions of airports and landing fields, as well as acquisition of air rights over private property and property rights for marking obstructions to safe operation of aircraft; authorizing airport zoning regulations; prescribing the liability for damages to persons or property caused by operation of aircraft; levying a tax on gasoline used in aircraft; creating a special fund in the Treasury, allocating funds to be deposited thereto, and prescribing the purposes for which such special fund may be used, and repealing all laws and parts of laws in conflict herewith; provid-

ing that if any Section, paragraph, sentence, clause, phrase or part of this Act be invalid, such invalidity shall not affect the remainder thereof; and declaring an emergency."

The bill was read second time.

Senator Brownlee offered the following amendment to the bill:

Amend Committee substitute for S. B. No. 51 by adding at the end of line 53, page 5, Section 14, of the printed bill the following:

"Provided however, that no application shall be filed and no permits granted under the provisions of this Act until one year shall have elapsed after the signing of the peace treaty by the United States at the conclusion of the present war."

The amendment was adopted.

Senator York offered the following amendment to the bill:

Amend S. B. No. 51, Section 16a to read as follows:

"Provided further that the provisions of this Act shall not affect persons engaged in the occupation or business of cotton dusting by airplanes or persons engaged in the business of aerial photography or persons engaged in the business or occupation of spreading fertilizer and of planting agricultural seeds by airplane."

YORK,  
LOVELADY.

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend S. B. No. 51 by striking out everything below Section 1.

Pending consideration of the amendment, President pro tempore Mauritz occupied the Chair temporarily.

(President in the Chair.)

Senator York moved to table the amendment.

Question—Shall the motion to table prevail?

#### House Concurrent Resolution 100

On motion of Senator Cotten, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 100, Requesting Mrs. T. C. Griffith to take part in a meet-

ing to be held in the House of Representatives on April 21, 1943.

The President laid the resolution before the Senate, and it was read and was adopted.

#### Senate Bill 348 on First Reading

Senator Aikin moved that the rule prescribing limitations relative to the introduction of bills after the first 60 calendar days of the session be suspended, to permit the introduction of a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

#### Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

The following bill then was introduced, read first time, and referred to the committee indicated:

By Senators Aikin, Morris, Shivers, Metcalfe, and Jones:

S. B. No. 348, A bill to be entitled "An Act authorizing the State Highway Commission to designate any county road as a farm-to-market road for construction, reconstruction, and maintenance only; authorizing counties of the State to enter into contracts with the State Highway Commission with reference to said roads; providing that the indebtedness incurred in constructing such roads shall not participate in the County and Road District Highway Fund; declaring the State policy with reference to such roads; and declaring an emergency."

To Committee on Highways and Motor Traffic.

#### Conference Report on Senate Bill 124

Senator Moore submitted the following report:

Hon. John Lee Smith, President of the Senate,

Hon. Price Daniel, Speaker House of Representatives.

Sirs: We, the Members of your Conference Committee appointed to adjust the differences between the Senate and the House on S. B. No. 124, have met and recommend that S. B. No. 124 be passed in the form attached hereto.

MOORE,  
CHADICK,  
RAMSEY,  
WEINERT,  
SHIVERS,

On the Part of the Senate;

DONALD,  
HOYO,  
MORSE,  
LOVE,  
CARLTON,

On the Part of the House.

S. B. No. 124 By Senator Moore:

#### A BILL To Be Entitled

"An Act amending Article 1498 of Revised Civil Statutes of Texas, (1925), so as to remove the Limitation on Borrowing; validating notes and bonds and other evidence of indebtedness and liens securing same heretofore issued by corporations affected by such Article 1498 in excess of the amount of their paid up capital stock; and declaring an emergency."

Be It Enacted by the Legislature of the State of Texas:

Section 1. Article 1498 of the Revised Civil Statutes of Texas, (1925), be and the same is amended hereby so that it shall read hereafter as follows:

"Article 1498—Fiscal Powers—Such corporation shall have the right to borrow money, to issue stock and preferred stock, to mortgage its franchises and property to secure the payment of any debt contracted for any purposes of such corporation, and shall possess all the rights and powers of corporations for profit in this State whenever the same may be ap-

plicable to corporations of this character."

Sec. 2. No notes, bonds or other evidence of indebtedness heretofore issued by corporations organized under Chapter 15 of Title 32, Revised Civil Statutes of Texas (1925), nor any mortgages, liens, or indentures securing same, shall be invalid by reason of such notes, bonds or other evidence of indebtedness being in excess of the limitation heretofore provided in Article 1498, Revised Civil Statutes of Texas, (1925).

Sec. 3. The fact that all Texas corporations other than those organized under Chapter 15 of Title 32 of the Revised Civil Statutes of Texas, (1925), may borrow money without limitation as to the amount thereof, the fact that securities of Texas corporations are being discriminated against because investors have questioned the validity of securities issued by corporations organized under Chapter 15 of Title 32 of the Revised Civil Statutes of Texas, (1925), and the fact that this operates as a handicap to the fair and proper financing of Texas corporations organized under such Chapter, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and said rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Question—Shall the report be adopted?

The report was adopted by the following vote:

Yeas—26

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

### Motion to Adjourn

Senator Brownlee moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—6

Brownlee	Martin
Bullock	Shivers
Cotten	Winfield

Nays—20

Aikin	Metcalfe
Beck	Moffett
Chadick	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Mauritz	York

Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

### Conference Committee on House Bill 665

Senator Lanning called up from the President's table, for consideration at this time, the request of the House for a Conference Committee on H. B. No. 665.

Senator Lanning moved that the request of the House be granted.

The motion prevailed.

Accordingly, the President appointed the following conferees on the bill on the part of the Senate:

Senators Lanning, Hazlewood, Lane, Vick, and Morris.

### Reference of House Concurrent Resolution 101

H. C. R. No. 101, received from the House today, was laid before the Senate, read first time, and referred to the Committee on Civil Jurisprudence.



**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
April 13, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: I am directed by the House to  
inform the Senate that the House has  
granted the request of the Senate  
for a Conference Committee on S.  
B. No. 124. The following have been  
appointed on the part of the House:

Messrs. Morse, Donald, Carlton,  
Hoyo, and Love.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

**Committee Substitute Senate Bill 51  
on Passage to Engrossment**

The Senate resumed consideration  
of pending business, same being C.  
S. S. B. No. 51, to regulate intra-state  
transportation by aircraft, etc., on its  
passage to engrossment; with amend-  
ment by Senator Martin (striking out  
all of the bill after Section 1 thereof)  
and motion by Senator York to table  
the amendment pending.

Question—Shall the motion to table  
prevail?

Yeas and nays were demanded, and  
the motion to table prevailed by the  
following vote:

**Yeas—16**

Aikin	Mauritz
Beck	Morris
Bullock	Ramsey
Chadick	Stone
Graves	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	York

**Nays—9**

Brownlee	Metcalfe
Cotten	Moffett
Hazlewood	Shivers
Jones	Winfield
Martin	

**Absent—Excused**

Formby	Lemens
Kelley	Spears

**Paired**

Senator Moore (present), who  
would vote "yea" with Senator Fain  
(absent), who would vote "nay."  
(Senator Brownlee in the Chair.)

Senator Vick offered the following  
amendment to the bill:

Amend Brownlee amendment No.  
1 to Committee substitute for S. B.  
No. 51 by deleting from said bill the  
following words from said amend-  
ment: "At the conclusion of the pres-  
ent war" and inserting in lieu thereof  
the following words:

"With all of the Axis powers, in-  
cluding Germany, Italy, Japan, and  
any other country or sovereignty with  
which the United States is now en-  
gaged in war."

The amendment was adopted.

The bill was passed to engrossment  
by the following vote:

**Yeas—15**

Aikin	Morris
Beck	Ramsey
Bullock	Stone
Chadick	Sulak
Graves	Vick
Lane	Weinert
Lanning	York
Lovelady	

**Nays—10**

Brownlee	Mauritz
Cotten	Metcalfe
Hazlewood	Moffett
Jones	Shivers
Martin	Winfield

**Absent—Excused**

Formby	Lemens
Kelley	Spears

**Paired**

Senator Moore (present), who  
would vote "yea" with Senator Fain,  
(absent), who would vote "nay."

**Motion to Place Committee Substitute  
Senate Bill 51 on Third Reading**

Senator Lovelady moved that the  
constitutional rule requiring bills to  
be read on three several days be sus-  
pended and that C. S. S. B. No. 51 be  
placed on its third reading and final  
passage.

The motion was lost by the fol-  
lowing vote (not receiving the neces-  
sary four-fifths vote):

**Yeas—17**

Aikin	Chadick
Beck	Graves
Bullock	Lane

Lanning	Stone
Lovelady	Sulak
Mauritz	Vick
Moore	Weinert
Morris	York
Ramsey	

## Nays—9

Brownlee	Metcalf
Cotten	Moffett
Hazlewood	Shivers
Jones	Winfield
Martin	

## Absent—Excused

Fain	Lemens
Formby	Spears
Kelley	

## Adjournment

Senator Vick moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 5:40 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

## FIFTY-FIRST DAY

(Wednesday, April 14, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Bullock	Morris
Chadick	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of the legislative day of Monday, April 12, 1943, was dispensed with and the Journal was approved.

## Leave of Absence Granted

Senator Cotten was granted leave of absence for today and indefinitely on account of illness, on motion of Senator Graves.

## Reports of Standing Committees

Senator Weinert submitted the following reports:

Austin, Texas,  
April 14, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 596, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 14, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 641, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
April 14, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. C. R. No. 101, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
April 14, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 379, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.